



San Bernardino Associated Governments
472 North Arrowhead Avenue, San Bernardino, CA 92401
Phone: (909) 884-8276 Fax: (909) 885-4407
Web: www.sanbag.ca.gov



-
- San Bernardino County Transportation Commission •San Bernardino County Transportation Authority
•San Bernardino County Congestion Management Agency •Service Authority for Freeway Emergencies
-

AGENDA

Board of Directors Meeting

April 7, 2004

Start Time: 9:30 a.m.

LOCATION

Norman Feldheim Library, Mary Kellogg Room
555 Sixth Street, San Bernardino

Board of Directors

President

Bill Alexander, Mayor
City of Rancho Cucamonga

Kelly Chastain, Council Member
City of Colton

Gary Ovitt, Mayor
City of Ontario

Paul Cook, Council Member
Town of Yucca Valley

Vice-President

Paul Biane, Supervisor
County of San Bernardino

Mark Nuaimi, Mayor
City of Fontana

Pat Gilbreath, Council Member
City of Redlands

Dennis Hansberger, Supervisor
County of San Bernardino

Jim Nehmens, Mayor
City of Adelanto

Bea Cortes, Council Member
City of Grand Terrace

Kurt Wilson, Mayor Pro Tem
City of Rialto

Bill Postmus, Supervisor
County of San Bernardino

Edward (Ted) Burgnon, Council Member
Town of Apple Valley

James Lindley, Council Member
City of Hesperia

Judith Valles, Mayor
City of San Bernardino

Clifford Young, Supervisor
County of San Bernardino

Lawrence Dale, Mayor
City of Barstow

Larry McCallon, Mayor Pro Tem
City of Highland

Jim Bagley, Mayor
City of Twentynine Palms

Patti Aguiar, Supervisor
County of San Bernardino

Neal Hertzmann, Council Member
City of Big Bear Lake

Robert Christman, Council Member
City of Loma Linda

John Pomierski, Mayor
City of Upland

Anne Mayer, Caltrans
Ex-Officio Member

Eunice Ulloa, Mayor
City of Chino

Paul Eaton, Mayor
City of Montclair

Mike Rothschild, Council Member
City of Victorville

Norman R. King
Executive Director

Gwenn Norton-Perry, Council Member
City of Chino Hills

Rebecca Valentine, Council Member
City of Needles

Richard Riddell, Mayor
City of Yucaipa

**San Bernardino Associated Governments
County Transportation Commission
County Transportation Authority
County Congestion Management Agency
Service Authority for Freeway Emergencies**

Board of Directors

AGENDA

**April 7, 2004
9:30 a.m.**

Location:

Norman Feldheim Library, Mary Kellogg Room
555 Sixth Street, San Bernardino

To obtain additional information on any items, please contact the staff person listed under each item. You are encouraged to obtain any clarifying information prior to the meeting to allow the Board to move expeditiously in its deliberations. Additional meeting procedures and agenda explanations are attached to the end of this agenda.

Call to Order - 9:30 a.m.
(Meeting chaired by Mayor Bill Alexander)

- I. Attendance
- II. Announcements
- III. Agenda Notices/Modifications – Vicki Watson

Notes/Actions:

1. Possible Conflict of Interest Issues for the SANBAG Board Meeting of April 7, 2004. Pg. 8

Note agenda item contractors, subcontractors and agents, which may require member abstentions due to conflict of interest and financial interests. Board Member abstentions shall be stated under this item for recordation on the appropriate item.

[brd0404z-aa.doc](#)

Consent Calendar

Consent Calendar items shall be adopted by a single vote unless removed by Board member request. Items pulled from the consent calendar will be brought up under Agenda Item 13.

Administrative Matters

2. **Board of Directors Attendance Roster** [brdatt04.doc](#) Pg. 10
3. **Procurement Report for February 2004** Pg. 14
Receive Monthly Procurement Report. **Susan Van Note**
This item was received by the Administrative Committee on March 10, 2004. [BRD0404a-svn.doc](#)
4. **San Bernardino Associated Governments (SANBAG) Annual Financial Audit** Pg. 16
Receive SANBAG's Annual Financial Audit for FY 2002/2003.
Susan Van Note
This item was unanimously received by the Administrative Committee on March 10, 2004. [BRD0404b-svn.doc](#)
5. **Measure I Public Information Consulting Services** Pg. 18
Approve Amendment No.1 to Contract 03-061 with Smith, Watts & Company to provide professional consulting services relative to Measure I public awareness program in an amount not to exceed \$40,000, as specified in the Financial Impact Section.
Kristine Leathers
This item was reviewed by SANBAG Counsel and the Administrative Committee on March 10, 2004, and was unanimously recommended for approval. [BRD0404a-kal.doc](#)

Subregional Transportation Planning & Prog.

6. **San Bernardino and Riverside Counties Truck and Recreational Vehicle Counting and Analysis Project** Pg. 24
Receive report regarding the completion of the San Bernardino and Riverside Counties Truck and Recreational Vehicle Counting and Analysis Project. **Andrew Green**
This item was reviewed by the Mountain/Desert Committee on February 20, 2004. [BRD0404A-ADG.DOC](#)

Consent Calendar Continued....**Subregional Transportation Planning & Prog. (Cont.)****7. US-395 Interim Project**

Pg. 26

1. Receive report regarding Caltrans District 8's intent to pursue an interim widening project along existing US-395, in addition to the Project Approval and Environmental Document (PA&ED) phase of the US-395 Corridor Project.

2. Approve allocation of \$1.4 million of federal Surface Transportation Program (STP) funds for the PA&ED Phase of the US-395 Interim Project, provided that it is supplemented by \$600,000 from the Cities of Adelanto, Hesperia, and Victorville, and the County of San Bernardino. **Deborah Barmack**

This item was reviewed by the Mountain/Desert Committee on March 19, 2004, and unanimously recommended for approval. This concept was developed in concert with technical representatives on March 15, 2004. [BRD0404A-DRB.DOC](#)

Project Development**8. Cooperative Agreement 04-052 with the City of Rancho Cucamonga establishing responsibilities and funding for remaining items related to SR 210 construction**

Pg. 30

Approve Cooperative Agreement 04-052 with the City of Rancho Cucamonga establishing project responsibilities and funding for remaining items related to SR 210 construction in an amount of \$361,478 as detailed in the Financial Impact Section.

Darren Kettle

This item was reviewed and unanimously recommended for approval by the Major Projects Committee on March 11, 2004. [brd0404c-dmk.doc](#)

Transit/Commuter Rail**9. Sale of Surplus Freight Depot Property Located on Spring Street in the City of Fontana**

Pg. 40

Find that the Freight Depot Property is no longer required for SANBAG use; (4/5ths vote required) and;

Approve sale of the Freight Depot Property to the Fontana Redevelopment Agency for the appraised value of Two Hundred and Seventy Thousand Dollars (\$270,000) subject to approval by SANBAG legal counsel of the Purchase & Sale Agreement Contract #04-057. **Mike Bair**

This item was reviewed and unanimously recommended for approved by the Commuter Rail Committee on March 10, 2004. [BRD0404a-mab.doc](#)

Consent Calendar Continued....**Transportation Programs & Fund Administration**

10. **Mountain Area Regional Transit Authority (MARTA) Transit Operating and Capital Plan (TOCP) Amendment and State Transit Assistance Fund (STAF) Allocation** Pg. 44

1. Approve amendment to MARTA's Fiscal Year 2004-2009 TOCP to reflect an increase in the final cost for construction of the Big Bear Maintenance Facility.
2. Adopt Resolution 04-020 rescinding a portion of the following STAF allocation number:

<u>Allocation Number</u>	<u>In the amount of</u>
01-03-MRT-B	\$ 7,761
02-04-MRT-B	\$ 5,816
03-03-MRT-B	\$15,000
04-02-MRT-B	\$30,000

For a total rescinded amount of \$58,577.

3. Adopt Resolution 04-021 authorizing STAF allocation number 04-11-MRT-B in the amount of \$77,596 for the increased cost of constructing the Big Bear Maintenance Facility.

Mike Bair

This item has not had prior policy review; however, is deemed ministerial in nature. [BRD0404a-vlb.doc](#)

DISCUSSION ITEMS**Regional & Quality of Life Programs**

11. **Los Angeles Economic Development Corporation (LAEDC)/Union Pacific Railroad (UP)/Burlington Northern Santa Fe Railroad (BNSF) and Southern California Regional Rail Authority (SCRRA) – Joint Venture Working Group** Pg. 52

- 1) Authorize the Chief Executive Officer of SCRRA, representing the five SCRRA member agencies including SANBAG, to enter into a joint venture pilot program with the LAEDC, UP and BNSF.
- 2) Approve allocation of SANBAG's \$26,000 share of the total \$133,000 public sector cost of the project (to be matched by \$267,000 from the BNSF and UP railroads) from SANBAG's FY 2003-2004 existing contribution to SCRRA.

Mike Bair/Ty Schuiling

The need for this item emerged from the SCRRA's March 12th Special Board Meeting. It has not been reviewed by a SANBAG policy committee. [BRD0404b-TS.doc](#)

Discussion Items Continued....

Program Support/Council of Governments Prog.

12. SCAG Regional Council Elections Pg. 54

Set the date of April 21, 2004, at the SANBAG Main Conference Room immediately following the April Plans and Programs Committee meeting, for SCAG Regional Council Elections for District 6, 8, and 10. **Deborah Barmack**

This item has had no prior policy committee review and is scheduled for review by the SANBAG Board of Directors on April 7, 2004. [BRD0404C-DRB.DOC](#)

Other Matters

13. Consent Calendar Items Pulled for Discussion

Items pulled from the consent calendar shall be taken under this item in the order they were presented on the calendar.

14. Agency Reports/Committee Memberships

Commuter Rail Report Pg. 56

Council Member Patricia Gilbreath

South Coast Air Quality Management Report

(Not Available at Time of Mailing)

Council Member Dennis Yates

SCAG Committees Pg. 60

SCAG Regional Council

SCAG Standing Committees

Administration Committee

Implementation Committee

Planning Committee

SCAG Policy Committees

Community, Economic and Human Development

Energy and Environment

Transportation and Communications

SANBAG Policy Committees Pg. 62

Acronym List [Acronym List.doc](#) Pg. 64

Public Comment

- 15. Additional Items from Board Members
- 16. Brief Comments by the General Public

CLOSED SESSION

Code Section 54957.6, Conference with Labor Negotiator Norm King regarding unrepresented employees.

- 17. SANBAG Salary and Classification Plans

Pg. 66

Approve amendment to the SANBAG Salary and Classification Plans providing adjustments for unrepresented employees.

This item will be reviewed by the Board of Directors on April 7, 2004. [BRD0404D-DRB.DOC](#)

ADJOURNMENT

Complete packages of the SANBAG agenda are available for public review at the SANBAG offices. Staff reports for items may be made available upon request. For additional information call, (909) 884-8276.

Meeting Procedures

The Ralph M. Brown Act is the state law which guarantees the public's right to attend and participate in meetings of local legislative bodies. These rules have been adopted by the San Bernardino Associated Governments (SANBAG) Board of Directors in accordance with the Brown Act, Government Code 54950 et seq., and shall apply at all meetings of the SANBAG Board of Directors and Policy Committees.

Accessibility

The SANBAG meeting facility is accessible to persons with disabilities. If assistive listening devices or other auxiliary aids or services are needed in order to participate in the public meeting, requests should be made through the Clerk of the Board at least three (3) business days prior to the Board meeting. The Clerk's telephone number is (909) 884-8276 and office is located at 472 N. Arrowhead Avenue, San Bernardino, CA.

Agendas – All agendas are posted at 472 N. Arrowhead Avenue, San Bernardino at least 72 hours in advance of the meeting. Staff reports related to agenda items may be reviewed at the SANBAG offices located at 472 N. Arrowhead Avenue, San Bernardino.

Agenda Actions – Items listed on both the "Consent Calendar" and "Items for Discussion" contain suggested actions. The Board of Directors will generally consider items in the order listed on the agenda. However, items may be considered in any order. New agenda items can be added and action taken by two-thirds vote of the Board of Directors.

Closed Session Agenda Items – Consideration of closed session items *excludes* members of the public. These items include issues related to personnel, pending litigation, labor negotiations and real estate negotiations. Prior to each closed session, the Chair will announce the subject matter of the closed session. If action is taken in closed session, the Chair may report the action to the public at the conclusion of the closed session.

Public Testimony on an Item – Members of the public are afforded an opportunity to speak on any listed item. Individuals wishing to address the Board of Directors or Policy Committee Members should complete a "Request to Speak" form, provided at the rear of the meeting room, and present it to the SANBAG Clerk prior to the Board's consideration of the item. A "Request to Speak" form must be completed for *each* item when an individual wishes to speak on. When recognized by the Chair, speakers should be prepared to step forward and announce their name and address for the record. In the interest of facilitating the business of the Board, speakers are limited to three (3) minutes on each item. Additionally, a twelve (12) minute limitation is established for the total amount of time any one individual may address the Board at any one meeting. The Chair or a majority of the Board may establish a different time limit as appropriate, and parties to agenda items shall not be subject to the time limitations.

The Consent Calendar is considered a single item, thus the three (3) minute rule applies. Consent Calendar items can be pulled at Board member request and will be brought up individually at the specified time in the agenda allowing further public comment on those items.

Agenda Times – The Board is concerned that discussion take place in a timely and efficient manner. Agendas may be prepared with estimated times for categorical areas and certain topics to be discussed. These times may vary according to the length of presentation and amount of resulting discussion on agenda items.

Public Comment – At the end of the agenda, an opportunity is also provided for members of the public to speak on any subject with SANBAG's authority. *Matters raised under "Public Comment" may not be acted upon at that meeting. The time limits established in Rule #4 still apply.*

Disruptive Conduct – If any meeting of the Board is willfully disrupted by a person or by a group of persons so as to render the orderly conduct of the meeting impossible, the Chair may recess the meeting or order the person, group or groups of person willfully disrupting the meeting to leave the meeting or to be removed from the meeting. Disruptive conduct includes addressing the Board without first being recognized, not addressing the subject before the Board, repetitiously addressing the same subject, failing to relinquish the podium when requested to do so, or otherwise preventing the Board from conducting its meeting in an orderly manner. *Please be aware that a NO SMOKING policy has been established for SANBAG meetings. Your cooperation is appreciated!*